File No. 94

Collection No.

1084. (3)

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Mysore Residency

98 15-1-47.

Pros. Serial Nos. 2

Subject.

Preservation of grass on the Parade ground and some of the other military lands of the Station

Previous References.

Later References.

MGIPC—FP—725DCF—S&P—(G-1576)—14-3-28—60,000.

[illegible]

[illegible]

[illegible]

To
The Assistant Resident.
Bangalore.

27th June 1884.

Sir,

The Major General Commanding desires that the following Memo. be laid before the Resident.

2. It appears to General Rowlands both desirable & necessary that action should be taken to preserve the grass on the Parade Grounds & some of the other Military Lands of this Station, & also to take steps for their further improvement and care.

3. If this were a Military Cantonment, the Genl Officer Comdg would have no difficulty in carrying this out himself, without further reference, but as the Military Land in question is situated within the limits of the Bangalore Cantonment Municipality, & moreover, in a station in foreign territory, there are difficulties in the way, which necessitate General Rowlands calling upon the Resident for his assistance & Co-operation in this matter.

As regards the General Parade Ground, towards which attention should be at first directed, the public have, by passing over it in very direction, completely destroyed the grass on a great part of it, made unsightly paths, damaged the trees, broken down the banks of the surrounding ride, & transformed what might be a pleasing feature in the Station, into an eye sore. Independently of this, the dust, caused by the absence of grass, is a serious drawback for purposes of Parade, & probably makes a perceptible difference of temperature.

As far as can be ascertained, the above condition has only obtained within a few (4 or 5 at most) years, as there appears to be undoubted evidence of the Military Parade Ground having been formerly most carefully preserved.

The first remedial measure to be taken would be to stop the indiscriminate traffic & confine

to such limits as are absolutely necessary, & until this is done, it would be useless to plant grass, sow seed, or attempt any improvement whatever.

The G.O.C. is aware that he would be able, by stationing soldiers, garrison Mil.ª Police, or others under his orders, round the parade ground, & by so constantly "keeping the Ground," possibly effect the desired object; but he considers that this would be unduly harassing the troops with an extra duty & should be avoided

There being no Cantonment Fund at his disposal, & the only money available being that of the Grazing Fund, quite inadequate for the purpose, the G.O.C. is unable to make any provision for erecting a fence round the ground.

It therefore only remains for him to seek the assistance of the Civil Authorities.

It appears there is a Municipal Bye Law which specifies "destroying trees, the sides & embankments of roads in making a public

No 28 (under Sec: 225 of Mun: Regs 1871), now in force under Municipal Regs of 1883.).

thoroughfare of the Parade Ground" as a "defined Local Nuisance".

But on making application to the Cantonment Magistrate to know if offenders against the Bye Laws could be prosecuted in his Court, he replied, in effect, that it was his opinion that there was "no objection to giving effect to the" Bye Laws provided the Parade Ground is under charge of the Municipality but it is not" & that "Municipal Bye Laws are only "applicable to Land over which the Municipality exercises its rights" & the Land in question is Military Ground, to which the Municipality has Nothing whatever to say

If the Cantonment Magistrate ... Correct in the above opinion Military Land in Bangalore appears to be in a most anomalous position, for it is deprived of the protection which it would be afforded by the Cantonment Act of 1880, whereas it receives no equivalent from the Cantonment Municipality in whose midst it is situated.

* The Cant: Magistrate also suggested that a right of way might have been established, which would invalidate any prosecution; but on reference to the Govt Solicitor, Madras, it has been ascertained that "a prescriptive right to an easement such as a right of way is acquired when there is an uninterrupted enjoyment of such easement for twenty years". There has certainly been no such lapse in this case.

The General Officer Commanding therefore, hopes that the Resident will concur with him in thinking it necessary that such alteration or addition may be made to the Municipal Regulations, as would meet the case, and ensure, for the future, the better protection & preservation of Military Lands in this Station, and that he will afford his active Co-operation to this end.

I have the honor to be,
Sir,
Your obed't servant,

J. M. Flemming Major
a.D.C.

OFFICE OF TH
1884 Miss 391
28 JUN
RESIDENT IN MY

From Asst Adjutant General

To The Major General Commanding Bangalore Division

Dated 27th June 1884

Despatched 30th

Received 28th —

Enclosures No.

General No. 258

No,

Requests that the Resident will Co-operate with the Major General Commanding the Division for the preservation of the grass on the Parade grounds and roads of the other Military Lands of the Station.

16 Sept 84

8 Aug 84

were present, Colonel Magrath, (President), Colonel Swinley, Assistant Quarter Master General, Mr. R. P. Campbell, Mr. G. G. Brown, Rai Bahadoor Sadaseva Moodalier, Mr. J. A. Gow, Mr. E. Hewetson, Dr Tarrant, Deputy Surgeon General, and Dr. Dobson. The proceedings commenced by the President laying before the Board the usual monthly accounts for the month of May last, which were sanctioned. The Board next proceeded to dicuss letter No. 1369, dated 2nd June 1884, from the Assistant Quarter Master General, Bangalore Division, relative to the preservation of the

GENERAL PARADE GROUND,

and the President's reply thereto. The Board resolved that the General Parade Ground be vested in the Municipality for administrative purposes, the District Magistrate having full jurisdiction over it; that the ground be always at the service of the Military authorities for parades, &c., but that any profit arising from grazing, &c., should be made over to the Municipality.

AMENDMENT OF THE OCTROI RULES.

This was with reference to letter No. 534 55 dated 2nd June 1885, from the Assistant to the Resident relating to the amendment of the octroi rules. The Board referred the matter to a subcommittee with the President and 3 Commissioners, viz., Messrs. Hewetson, Sadaseva Moodlier and Campbell, their report to be submitted before the ordinary municipal meeting in next August.

BUDGET ESTIMATES.

This was with reference to Proceedings of the Resident in Mysore, sanctioning the Budget Estimates of Receipts and Disbursements for the Official year 1824-85.—*Recorded.*

Resolved—with reference to para 5 of letter III:—The Board consider that the oblique road across the Parade Ground from Abraham's shop to the New Market Road may be abandoned, but as the turning of this road to the north of the Parade Ground is very sharp and the traffic great, the Military Executive engineer will be requested to widen the turning of the junction on the Cubbon Road.

CONTAGIOUS DISEASE CAMPS.

The President laid before the Board Proceedings of the Resident in Mysore, conveying sanction to the estimate for the construction of two contagious disease camps in the Station, and remarking on the high rates charged in the Estimate.

The Board resolved that land necessary for the contagious disease camps be acquired, if possible, in their present vicinity, and that the buildings now thereon be removed thereto, the compensation for the large space now around them being excessive.

BOWRING CIVIL HOSPITAL.

This was with reference to letter No. 563-57, dated 4th June 1884, from the Assistant to the Resident, communicating the orders of the Resident on the proposed rules for the working of the Bowring Civil Hospital. Resolved that this matter lie over until the proposed rules are received back from the Resident. — -

RE-ORGANIZATION OF THE MEDICAL STAFF, B. C. HOSPITAL.

This was with reference to letter No. 589/59, dated 7th June 1884, from the Assistant to the Resident, relating to the proposed re-organization of the Medical Staff attached to the Bowring Civil Hospital. Resolved that Honorary Surgeon Pereira's service be dispensed with from the 30th June 1884, and that the allowance of Rs. 200 sanctioned for the Residency Surgeon,—be paid to him, the revised scale admitting of no more for the Surgeon in charge, the gratuity of Rs. 2,000 already proposed being tendered to him on retirement.

The President then laid before the Board the

MONTHLY STATEMENT OF SICK

in the Bowring Civil Hospital and Ulsur Dispensary for the month of May 1884, which was recorded. The next subject before the meeting was the re-consideration of a scheme with fresh plans for conveying the sewage from Shoolay to

VICTORIC PARK.

Resolved that the scheme be submitted for scientific opinion before further steps are taken. The Board then proceeded to discuss the proposed leasing of land facing

THE BROADWAY

for building purposes, the facade of buildings erected thereon to be of one uniform pattern sanctioned by the President.

Resolved that a uniform frontage be adopted for buildings to be built on either side of the Broadway, that the vacant lands required for building purposes be leased in plots, and that such leases be put up to auction, the highest bids being considered as the greatest payable to the Municipality.

LUNATIC F. W. GRADY.

This was with regard to proceedings of the Resident in Mysore No. 550 54/64 338, dated 17th June, 1884, relating to the grant of an allowance for the support of Lunatic F. W. Grady.—*Recorded.*

THE BAND STAND.

Proposed that application be made to the Major General Commanding the Station, to make over the Band stand and piece of ground lying to the East of St. Mark's Church and South Parade Ground.

Resolved that the resolution passed in the Board's proceedings of the 26th April 1832 be referred to, and that an application be made to the Major General on the subject and his reply be obtained.

PROPOSED SURVEY OF THE CANTONMENT.

This was the final subject of discussion before the meeting. It referred to the Proposed survey for the purpose of preparing a City Map of the Cantonment.

Resolved that early steps be adopted for a survey of the city on a scale of 50 inches to the mile, and that an establishment as below be sanctioned for the purpose, the cost being met from some other head in the Budget.

1 Surveyor at	...	Rs. 30
1 Do at	...	,, 25
4 Peons at Rs. 5 each	...	,, 20

Spencer & Co.'s Bull Brand.

SPENCER & Co. are also Sole Proprieto of this brand; they recommend it for ord nary consumption as a pure, wholesome an matured brandy.

It compares favorably with several of th more expensive brands in this market.

SPENCER & Co. will be glad to suppl sample bottles at the rates quoted per doze Cash, Rs. 25 per doz. Credit, Rs. 28 per doze

Spencer & Co.'s Swan Brand

SPENCER & Co. are the Sole Proprietor of this brand, and they recommend it wit confidence to those requiring a matured bran dy at a moderate price.

Cash, Rs. 24 per. doz. Credit Rs. 27 per doz

Scotch Whiskies.

The "Encore" sustains its old reputatio as the finest Spirit imported at the price, i India or elsewhere, hence the Prize Meda awarded at the Sydney Exhibition, 1880.

"The Encore"	net	24
Spencer & Co.'s Stock, extra qua-lity, very old and mellow	net	25
Spencer & Co.'s Celebrated Glen-livat	net	24
The "Lorne"	net	24
C. & W. Stewart's	net	30
Imperial Highland	net	25
Cockburn Campbell's Black Seal	net	30
Do do White Seal	net	27
Mears, U. S. Blue Seal	net	32
Strathisla	net	30

Irish Whiskies.

Spencer & Co.'s Stock, a very po-pular Spirit	net	25
John Jameson & Sons' Celebrated 7 years old Dublin Whisky	net	25
John Jameson & Sons' Extra qua-lity, 10 years old ...	net	34
Kinahan's L. L.	net	25

Old Tom, Dutch Hollands and Rum.

Swaine Boord's finest Gordial		18
Smith's Genuine Hollands, per case of 15 flasks, ...	net	36
Finest Jamaica Rum		—

Liqueurs.

Benedictine per Flask ...	net	2 0
Do per Half Flask ...	net	1 10
Do Quarter ...	net	1 0

Dutch Liqueurs.

OF THE FINEST QUALITY FROM WYNAND FOCKINK & CO.

The following have been imported direct from the above celebrated Firm at Amsterdam; and though the prices are somewhat higher than the French, there is no question about the great superiority of these over all other kinds manufactured.

Curacoa, Red and White in large Stone Jars	each	4	8
Do Small Jars ...	,,	2	12
Do Green Large Jars...	,,	4	8
Do do Small Jars...	,,	2	12
Creme de Noyeau, Small Jars ...	,,	2	12
Maraschino, Wicker Bottles ...	,,	4	0

Best French Liqueurs.

Red Curacoa, in Stone Jars ...	,,	3	8
White do do ...		3	4
Red and White Curacoa ½ Litres ...		2	4
Creme de Rose ... ,, ...		2	8
Do Vanille ... ,, ...		2	4
Do Noyeau ... ,, ...		2	4
French Maraschino ,, ...		2	4

Liqueurs Imperial La Grande Chartreuse.

SPENCER & Co. continue to receive direct from the Monastery, supplies of this really superb Liqueur. They beg to refer their constituents to the fact that none is genuine without the insignia of the Monastery, which will be found impressed twice on the label, and once on the cork.

Yellow	per doz pints	40	0
Green	do	45	0

Ginger Wine.

Crabbie's Blue Label	17	0
Do Red Label (Liqueur) ...	20	0

Vermouth, Orange, Peach and Angostura Bitters.

Noilly Pratt's Vermouth (*première* qualité)	qts	17 0
Do do	pts	9 8
Crabbie's Orange Bitters ...	net	16 0
Gordon's do ...	net	18 0
Swaine Boord's do ...	net	16 0
Angostura Bitters ...	net	24 0
Page and Sandeman' Peach Bitters		24 0

—SATURDAY . EVENI

HARDINGE & CO.

Beg to announce having received a fresh large Assortment of FRESH GOODS, for th Season, which they offer at *exceedingly* mode rate prices, their rates being reduced in orde to compete with the *European* Merchants, an Bazars, while at the same time, a superior art

1884.

From

To The President, Municipal Commissioner
& the Station of Bangalore

Dated 14 - July.

Despatched 14 --

Received

Enclosures No.

General No. 849.
No. 447

His letter No. 716 dated 8. Instant.

Has the honor to request that he will be so good as to forward for reference the correspondence between the Military Authorities in Bangalore and the Municipality in regard to the Conservancy of the General Parade Ground referred to in the Board's Proceedings ~~[illegible]~~ received with the above -

Asst to the Resident

Office of the Resident in Mysore
Dated 16th July 1884

№ 872/456

To the
Major General
Commanding the Bangalore Division

Dr. Bangalore. 16. July 1884

Sir I have the honor by direction of the Resident in Mysore to acknowledge the receipt of your Aide de Camp's letter No. 258 dated the 27th ult. in which you request Mr. Lyall to co-operate with you in the preservation of the grass on the General Parade Ground, and on some other Military land in the Station of Bangalore

2. In reply the Resident desires me to say that at present owing to the grass lands are looking their worst and that he fully agrees with you that at this time the numerous foot paths, more or less worn bare of grass, across the General Parade ground, or corners of it, are a great disfigurement. Mr. Lyall understands that most of these paths are of long

standing, but that on more than one occasion General Brine Commanding have for a time allotted their use, and that therefore no right of way has apparently been established.

3. The ground mentioned in Zone is Military ground, and it is therefore for the General Commanding to consider how far considerations of Public Convenience should be overborne by other considerations but if a certain amount of disfigurement only was in question Mr Baillie's own opinion would be against any wide interference for mere appearance sake. If however by cultivation (as has it is believed been proposed) the growth of grass on the whole Parade Ground can be greatly improved, & the increase of the grass lessen the dust of the station, and the improvement of the aspect of the whole ground, then the Resident thinks interference to the extent necessary would be a measure

4. Mr. Lyall believes that a corner of the General Parade Ground is used as a Soldiers' cricket ground, and another part as a Gymkhana ground these plots would he supposes remain so used He would be sorry to see the whole of the remainder kept closed against the public at all times, so that no man could sit on the grass, and no children play about on it. He would be sorry to see more few paths closed which may be held to be really wanted as they save many foot passengers a considerable detour. But on the other hand the Residents think that all unnecessary paths cutting across small corners or saving inconsiderable detours ought to be closed for use as paths, and that with exception of the few paths not so closed any part of the rest of the ground when at any time actually growing hay should be closed against all public use.

Mr. Lyall
thinks in fact that in the
management of the Ground some
such consideration for the convenience
of the public should be shown
as is generally allowed in the
case of public parks in England
and elsewhere. There, without
absolutely closing the ground at
all times, it is closed for particular
purposes, and people are prevented
from making unnecessary short
cuts & rails put up at corners,
and there at certain points
the foot traffic inside the grass
hurdles are put up to divert
the traffic temporarily.

6th It is understood & the
President that in reply to communications
made to them the Municipal
Board has offered to undertake
the management of the General
Parade Ground for the Military
authorities, if allowed to grow
grass and recoup itself by sale
thereof. If the hay growing can
be so managed as not to interfere
with the Military use of the Ground
then the arrangement seems
to

to Mr Lyall a good one, as the Board has large establishments which could help to carry out the cultivation and preservation of the grass Moreover as the Board is in large part representative it is likely to show all necessary consideration for the public. But if this scheme is carried out Mr Lyall suggests it would be thought advisable to clearly record in the proceedings that the land remains Military land and that the management may hereafter be taken back by the Military authorities if they consider such a step necessary for Military reasons. But grass cultivation is a slow business, the full returns of which are not obtained in less than five or six years. The Municipality therefore are likely to stipulate for several years notice, or in default for compensation, if Municipal Schemes have not been fully matured.

WKJ

letter under reply and from the Proceedings of the Municipal Board, which he has seen, that the President of the Municipality in reply to a letter from ~~XXX~~ you expressed the opinion that Municipal Bye Laws are applied to Municipal land, and that, as the Queens Parade ground is Military land, a man would not be punishable by a Magistrate if prosecuted for an act on it which by a Municipal Bye Law is declared to be a local nuisance: this view appears to me, & all to be wrong, and if necessary the President might be asked to reconsider it.

No doubt so long as the land is held and managed by the Military authorities they must prosecute, but Mr. Spall considers that all land within Municipal limits (which embraces the whole Civil and Military Station) is Municipal to the extent of making a Municipal Bye law applicable in a Court, unless the Bye law is restricted in its wording to lands owned

and managed by the Municipality
of the Town
of
Asst to the Resident

1884 ch 454

To The Major General
Commanding the
Pangasinan Division

Dated 16 July
Rec'd 17

No 872
456

Regarding the preservation
of the trees on the General
Parade Grounds and on some
Military Lands in the
relation of Bangalore